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DATE: November 21, 2006

TOTAL # OF PAGES:
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(A-5/85-1/RFT 467084-36)

4

ATTN: Paul Shanoski

TO: U.S. PATENT AND TRADEMARK OFFICE

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PHONE #:

FROM: Richard F. Trecartin, Esq.

FAX #: 415-398-3249

PHONE #: 415-781-1989

EMAIL: trecartin.rick@dorsey.com

COMMENTS:

Re: Hammerman, et al. U.S. Patent Application No. 09/472,662
Filed: December 27, 1999
***Composition and Method for Improving
Function of Embryonic Kidney Transplants***
Our Docket No.: A-68752-1/RFT
Client Matter No.: 467084-36

**PLEASE SEE ATTACHED SECOND RENEWED PETITION UNDER
37 C.F.R. § 1.181 TO WITHDRAW FROM HOLDING OF ABANDONMENT**

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PLEASE CONTACT MONICA E. CARLOS AT (415) 781-1989 IF THIS TRANSMISSION IS INCOMPLETE OR CANNOT BE READ.

REFERENCE # A-678 52-1/RFT 467084-36 Washington Univ.

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PAGE 1/4 * RCVAT 11/21/2006 7:26:32 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-1/1 * DNI:2738300 * CSID:415 398 3249 * DURATION (mm:ss)01:30

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PATENT
Attorney Docket No.: A-68752-1
Attorney File No.: 467084-00036

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

HAMMERMAN et al.

Serial No.: 09/472,662

Filed: December 27, 1999

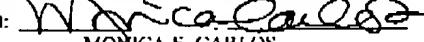
For: *Composition and Method for
Improving Function of Embryonic
Kidney Transplants*

Examiner: GUPTA, Anish

Art Unit: 1654 Confirmation No. 9058

CERTIFICATE OF TRANSMISSION (37 C.F.R. § 1.8(a))

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office, Facsimile number 708-273-8300 on November 21, 2006

Signed: 
MONICA E. CARLOS

**SECOND RENEWED PETITION UNDER 37 C.F.R. § 1.181
TO WITHDRAW FROM HOLDING OF ABANDONMENT**

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ATTN: Paul SHANOSKI, Senior Attorney

Sir:

Applicants/Petitioners have reviewed the Decision on Petition Under 37 C.F.R. § 1.181(A) to withdraw the holding of abandonment mailed November 2, 2006, and hereby request reconsideration based on the following:

In the November 2, 2006 Decision, the examiner indicates that the Petitioner has not complied with 37 C.F.R. § 1.8(b)(3) in that it does not appear that the Petitioner has first hand knowledge of the previous transmission. As stated in the Decision:

"The original was submitted by one Richard Trecartin, and the renewed Petition was submitted one Jeffery Bernhardt. The previous transmission contains a certificate of facsimile transmission which was executed by

4825-2592-5613M

U.S. Serial No.: 09/472,662
Filing Date: December 27, 1999

one Wendy Wilson, and a cover letter which was signed by one Renee Kosslek, and it does not appear that the statement from either of these two individuals were provided with this renewed Petition."

In response, the undersigned is the same Richard Trecartin identified in the Decision.

Jerry Bernhardt is an associate who prepared and signed the renewed Petition under my supervision and direction.

Renee Kosslek was an associate, who under my supervision and direction, prepared and signed the "cover letter" identified in the Decision.

Wendy Wilson was my secretary at the time she signed the certificate of facsimile transmission of the "cover letter."

Renee Kosslek is no longer associated with the firm and Wendy Wilson is on a leave of absence.

Under the circumstances, I can attest upon personal knowledge of those matters performed by me and upon information and belief for those matters performed under my supervision and direction by others.

In response to the Notice of Non-Compliant Amendment mailed January 2, 2002, I instructed Renee Kosslek to prepare and file a Response to Office Action which was sent via facsimile transmission on January 14, 2002 (the "cover letter"). The cover letter was submitted in response to the office action mailed January 2, 2002 which indicated that Page 4 of the Response mailed October 4, 2001 was missing. The cover letter included the October 4, 2001 Response and was sent by my then secretary, Wendy Wilson, via facsimile on January 14, 2002.

It is submitted that the information contained herein should be sufficient for the Petition to be granted.

U.S. Serial No.: 09/472,662
Filing Date: December 27, 1999

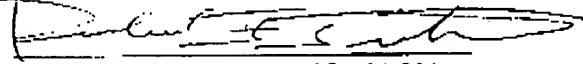
Although Applicants/Petitioners does not believe any fees are required, the Commissioner is authorized to charge any fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 50-2319 (Our File- 467084-00036; Our Docket No.: A-68752-1).

Respectfully submitted,
DORSEY & WHITNEY LLP

Dated: Nov 21, 2006

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By:


Richard F. Trecartin, Reg. No. 31,801

Filed Under 37 C.F.R. § 1.34